

LETTER OF AGREEMENT  
BETWEEN  
ARIZONA DEPARTMENT OF TRANSPORTATION  
AND  
CITY OF TEMPE

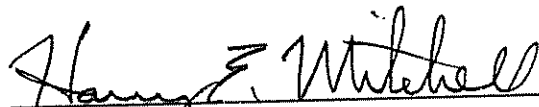
Elements of this Agreement are as follows:

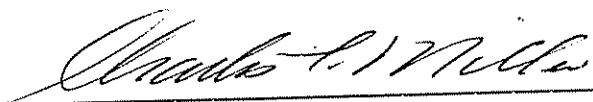
1. City of Tempe agrees to execute, after City Council approval, a Memorandum of Agreement with FAA relating to the BLM Vortac site no later than May 17, 1990. Copy of said Agreement is attached to this letter. Moreover, the City of Tempe also agrees to participate and cooperate with FAA and ADOT to ensure that the referenced BLM site will be utilized for timely relocation of the existing DVOR.
2. As part of the improvements to the BLM parcel located in the N 1/2 of Section 17, T1N, R4E, G & S.R.B.&M., ADOT agrees to:
  - (a) Site preparation will be in accordance with Federal Aviation Administration's engineering specifications with preliminary grading to be within six inches of the City of Tempe's final grading plan. It is ADOT's intent to import sufficient fill material (400,000+/- c.y.) to construct the VOR mound and to provide a balanced, on site, cut and fill grading plan compatible with Tempe's Rio Salado master plan for the approximate 190 acre site. Preliminary grading plans will be prepared by ADOT's consultant; however, coordination and implementation of grading plans by Tempe's consultant will be acceptable if the referenced grading criteria is utilized.
  - (b) Drainage of the referenced site will be addressed through the use of appropriately placed detention basins and/or the placement of suitable outlets into the Salt River channel. The City of Tempe will fund a drainage study of the site which will identify proposed sites for future detention basins. ADOT will review and approve final locations for detention basins and outlets into the Salt River channel. Grading and drainage of the site will be completed within twelve months of the execution of this Agreement.
  - (c) Landscaping of the FAA "DVOR Mound" and installation of associated irrigation and water supply systems and landscaping adjacent to the VOR access road will be accomplished through a cash-in-lieu payment to the City in the amount of \$220,000.00. Payment will be made upon completion of the grading. This dollar amount will accommodate the City's desire to increase the size of tree and shrub plantings. The City shall be responsible for the design, installation and maintenance of landscaping, as well as providing water and irrigation systems.

3. ADOT will pay the City of Tempe \$2.2 million and transfer fee title to a portion of properties (7-6028 - Union Rock), (7-6063 - Park-Riveria Motel) not needed for freeway construction and after completion of acquisition, a portion of parcel 7-6152, James L. Goodrich, which lies near Mill Avenue and is not needed for the construction of the East Papago Freeway.

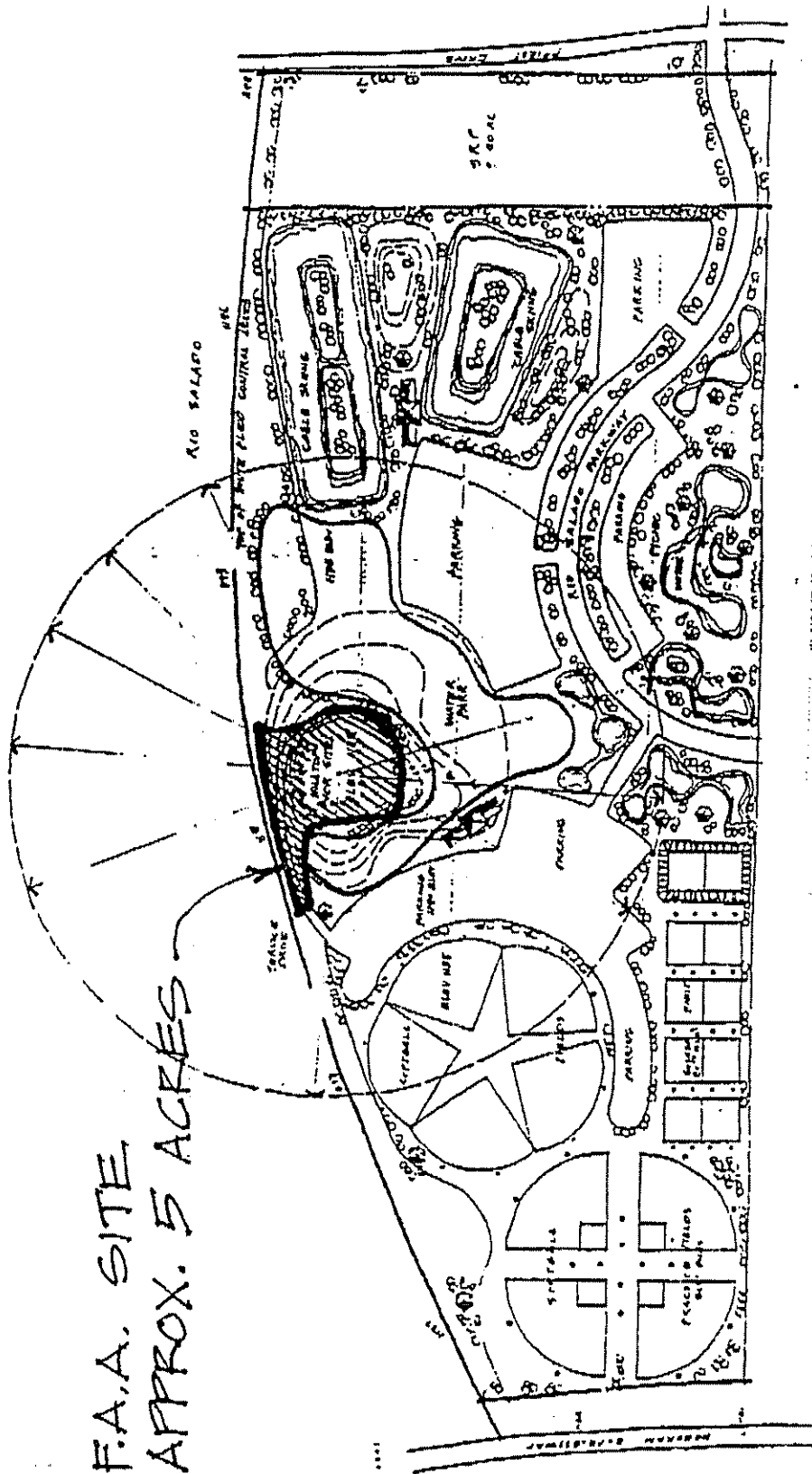
City of Tempe will quit claim the deed of Parcel 7-6067 (City of Tempe), as described in ADOT's right-of-way plan for this area, which lies between Mill and College Avenues and is needed for construction of the East Papago Freeway. Payment of the \$2.2 million will be made in a series of uniform, monthly payments beginning in July 1991 through December 1992.

4. ADOT agrees to provide \$4.2 million for the second Mill Avenue Bridge construction. Payments will be made in a series of uniform, monthly payments beginning in July 1991 through December 1992.
5. ADOT acknowledges the importance of completing the East Papago/Price Road/Superstition freeway system before December 31, 1992 and therefore agrees to make a good faith effort to meet this deadline.

 5/24/90  
\_\_\_\_\_  
Harry E. Mitchell Date  
Mayor  
City of Tempe

 5-16-90  
\_\_\_\_\_  
Charles L. Miller Date  
Director  
ADOT

F.A.A. SITE  
APPROX. 5 ACRES



BLM SITE - HILLTOP VOR - RECREATION

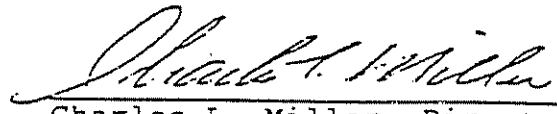
17 AUG 87

Section: Sky Harbor Airport

## RESOLUTION

BE IT RESOLVED on this 16th day of March, 1987, that I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION, have determined that it is in the best interests of the State of Arizona, that the DEPARTMENT OF TRANSPORTATION, acting by and through the Highways Division, enter into an Agreement with the Federal Aviation Administration to conduct a feasibility study for the relocation of the Very High Frequency Omnidirectional Radio Range/Tactical Air Navigation Facility near Sky Harbor Airport to make room for the construction of a freeway interchange.

THEREFORE, authorization is hereby given to draft said Agreement which, upon completion, shall be submitted for approval and execution by the State Engineer.

  
Charles L. Miller, Director  
Arizona Department of  
Transportation

WH:ks

0063e/